



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

*Author
(w/ Damico)*

13 DEC 2007

REPLY TO THE ATTENTION OF:

LR-8J

Brad Fedorchak
Responsible Care Leader
The Dow Chemical Company
Michigan Operations
1790 Building
Midland, Michigan 48667

Re: Off-Site Rule Acceptability Determination
Dow Salzburg Landfill
MID 980 617 435

Dear Mr. Fedorchak,

This letter is in reply to your letter of December 6, 2007 to Mr. William Damico regarding the Dow Salzburg Landfill request for CERCLA Off-Site Rule acceptability.

Pursuant to 40 C.F.R. § 300.440 (b), my staff has determined that no relevant violations or releases currently exist at the Dow Salzburg Landfill. Therefore, the Dow Salzburg Landfill located at 2314 Salzburg Road, Midland, Michigan is acceptable to receive waste from CERCLA sites.

This acceptability determination is based on the assumption that only wastes which comply with the permits issued to the Dow Salzburg Landfill will be accepted. It is your responsibility to review any proposed waste streams for compliance with the permits for your facility.

Please note that this determination is based on the available information at the time of the review. Your status could be changed any time relevant information becomes available according to the procedures in 40 C.F.R. § 300.440 (d). Generators who need to use a currently acceptable facility should verify the current acceptability of any facilities they wish to use with the appropriate Regional Off-Site Rule Coordinator(s).

If you have questions, please contact Mr. Damico at (312) 353-8207, United States Environmental Protection Agency, Region 5 – LR-8J, 77 W. Jackson Boulevard, Chicago, Illinois 60604.

Sincerely,

A handwritten signature in cursive script that reads "Willie H. Harris".

Willie H. Harris, P.E., Chief
RCRA Branch
Land and Chemicals Division

cc: Cheryl Howe, Michigan Department of Environmental Quality
Trisha Peters, Michigan Department of Environmental Quality, Saginaw Bay District
Todd Konechne, Dow Chemical Company by fax to: 989-638-7800